

The Honorable James L. Robart

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

JOHN DOE, *et al.*,

Plaintiffs,

v.

DONALD TRUMP, in his official capacity as  
President of the United States, *et al.*,

Defendants.

No. 2:17-cv-00178 (JLR)

STIPULATION AND ~~PROPOSED~~  
ORDER TO EXTEND DEADLINES



Noted For Consideration:  
April 10, 2017

Pursuant to Local Civil Rule 7(d)(1), Plaintiffs and Defendants, through their respective undersigned counsel, hereby stipulate and agree as follows:

1. Plaintiffs challenge Executive Order 13,780, titled "Protecting the Nation from Foreign Terrorist Entry into the United States." *See* Fed. Reg. 13,209 (Mar. 9, 2017). Plaintiffs filed a First Amended Class Action Complaint for Declaratory and Injunctive Relief on March 14, 2017. *See* ECF No. 10. Defendants' response to the First Amended Complaint is currently due on April 11, 2017.

2. The parties have been conferring about how to proceed in this case in light of Defendants' appeal of a preliminary injunction in a similar case, *Hawaii v. Trump*, No. CV 17-00050 (D. Haw.), as well as stay motions Defendants have filed in similar cases in this District,

see *Washington v. Trump*, No. 2:17-cv-00141-JRL, ECF No. 175 (W.D. Wash. Mar. 30, 2017); *Ali v. Trump*, No. 2:17-cv-00135-JLR, ECF No. 85 (W.D. Wash. Mar. 30, 2017). To permit the parties to benefit from the Court's rulings on the stay motions filed in these other cases and to consult further before Defendants are required to respond to the complaint, the parties stipulate that Defendants' deadline to respond to Plaintiffs' First Amended Complaint shall be extended to April 28, 2017.

3. Plaintiffs intend to file a motion for class certification shortly. In a similar case pending in this District, the Court extended the deadline for Defendants to respond to the plaintiffs' motion for class certification to permit the parties to benefit from the Ninth Circuit's resolution of the appeal in *Hawaii v. Trump*. See *Ali*, ECF No. 91 (Apr. 5, 2017). The parties agree that a similar extension is warranted in this case. Therefore, the parties stipulate that Defendants shall file a response to Plaintiffs' forthcoming motion for class certification within fourteen (14) days of the Ninth Circuit's ruling in *Hawaii v. Trump*, and Plaintiffs shall file a reply no later than seven (7) days after Defendants file their response.

Accordingly, IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs and Defendants, subject to the Court's approval, that

Defendants' deadline to respond to Plaintiffs' First Amended Complaint is extended to April 28, 2017;

Defendants shall file a response to Plaintiffs' forthcoming motion for class certification within fourteen (14) days of the Ninth Circuit's ruling in *Hawaii v. Trump*; and

Plaintiffs shall file a reply in support of class certification within seven (7) days after Defendants file their response.

DATED this 10<sup>th</sup> day of April, 2017.

**Presented by:**

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By: /s/ Tana Lin  
By: /s/ Amy Williams-Derry  
By: /s/ Derek W. Loeser  
By: /s/ Alison S. Gaffney

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By: /s/ La Rond Baker

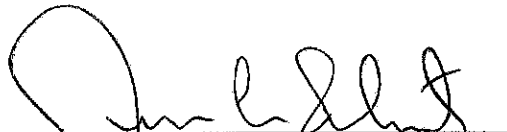
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*Attorney for Plaintiffs*

**ORDER**

**PURSUANT TO STIPULATION, IT IS SO ORDERED.**

Dated 11 April 2017



JAMES L. ROBART  
United States District Judge

**CERTIFICATE OF SERVICE**

I hereby certify that, on April 10, 2017, a copy of the Stipulation and [Proposed] Order to Extend Deadlines was electronically filed with the Clerk of the Court using the CM/ECF system which will send notification of such filing to all counsel of record.

I further certify that pursuant to Fed. R. Civ. P. 5(b)(E), I caused the foregoing document to be served on all Defendants by sending an electronic copy via e-mail to Michelle Bennett, counsel for Defendants, at [Michelle.Bennett@usdoj.gov](mailto:Michelle.Bennett@usdoj.gov) on April 10, 2017.

DATED this 10th day of April, 2017.

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